

1 AT A PUBLIC HEARING AND REGULAR MEETING OF THE WETLANDS BOARD OF THE CITY OF
2 HAMPTON, VIRGINIA, HELD IN THE CITY COUNCIL CHAMBERS, CITY HALL, 22 LINCOLN
3 STREET, 8TH FLOOR, AT 5:00 P.M. ON TUESDAY, JUNE 25, 2013.

4
5 **ITEM I. CALL TO ORDER**

6 The meeting was called to order at 5:00 p.m. by Chairman Wood.

7
8 **ITEM II. ROLL CALL**

9 Board Members present were: Dr. Arne Hasselquist, Mr. David Bruckheimer, Ms. Leigh
10 Chapman, Ms. Gayle Cozzens, Mr. David Morris, II, Vice Chairman, Alternate Mr. Troy
11 Thompson, and Mr. William Wood, Chairman. Also present were Ms. Veronica Meade,
12 Senior Assistant City Attorney, Mr. David Imburgia, Environmental & Sustainability
13 Manager, Mr. Michael Anaya, Environmental & Sustainability Planner, and Ms. Dorinda
14 Weeks, Recording Secretary.

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16 **ITEM III. CONSIDERATION OF MINUTES**

17 Board Member Chapman motioned to accept minutes from the April 23, 2013 meeting
18 as provided. Vice Chairman Morris seconded the motion.

19
20 AYES: Hasselquist, Bruckheimer, Chapman, Cozzens, Morris, Thompson, Wood

21 NAYS: None

22 ABSTAIN: None

23 ABSENT: None
24
25

1 **ITEM IV. PUBLIC HEARING JPA 2013-0517 SAINT MARY'S STAR OF THE SEA SCHOOL PIER**

2 **CONSTRUCTION**

3 M. Anaya presented to the Board JPA 2013-0517: the applicant proposes to construct a
4 5' x 70' open-pile pier with a 20' x 30' T-head including a 36' x 17' gazebo roof to be
5 used as an outdoor classroom. The entire structure will have a handrail. The construction
6 site will be accessed by water, and no clearing or grading is required. The pier will be
7 constructed within Mill Creek. It is intended to provide multi-user access and to be used
8 as an outdoor teaching classroom. Open pile piers allow the unobstructed flow of the
9 tide and preserve the natural contour of the wetlands, thus maintaining the natural
10 state of the wetlands. While private piers of this design have been exempted from local
11 wetlands board jurisdiction, the commercial and multi-user piers are within board
12 purview to ensure that it will not have a functional impact on the wetlands such as with
13 dredging or boat slips, but not the physical presence of the pier itself. No loss of
14 vegetated wetlands will occur and mitigation is not required.

15
16 Should the Board vote to grant a permit for this application, staff recommends the
17 authorization subject to the standard conditions and an expiration date of June 25,
18 2014.

19
20 Jeff Jorgensen, representing Saint Mary's Star of the Sea School, explained that the
21 living shoreline plantings have not yet become established, and that future plantings
22 will need to be done.

23
24 Board Member Chapman motioned for acceptance of JPA 2013-0517 with standard
25 conditions and an additional condition that activities be undertaken to successfully

1 revegetate 9,975 square feet of existing living shoreline, which may include verification
2 of proper ground elevations, and will change the other conditions with expiration date
3 of June 25, 2016 so that ongoing monitoring of the living shoreline continues thru 2016
4 with monitoring by Staff. Board Member Hasselquist seconded the motion.

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6 AYES: Hasselquist, Bruckheimer, Chapman, Cozzens, Morris, Thompson, Wood

7 NAYS: None

8 ABSTAIN: None

9 ABSENT: None

10
11 **ITEM V. MATTERS BY STAFF**

12 M. Anaya presented an update to the Board of the current In-Lieu-Fee Fund balance:
13 \$39,905.

14
15 Board Member Chapman questioned what happens if a hurricane strikes and the
16 shoreline is severely degraded and emergency repairs need to be done.

17 Jeffrey Madden, a representative of VMRC, clarified that following a storm of any
18 severity, the program will often make an executive order which will allow for expedient
19 repair of previously authorized projects, providing it has already been approved and
20 put into place; the government will usually allow counties and municipalities to allow
21 people to rebuild providing they go back to the original plan.

22
23 M. Anaya briefed the Board on JPAs in process: JPA 2013-0714, pier construction at
24 3417 Chesapeake Avenue.

1 JPA 2013-0842, replacement of a floating dock and gangway destroyed by a hurricane
2 in 2011 on Stilwell Road on Fort Monroe. A new floating dock and gangway will be
3 used in the same location. The project will also include removal of old timber piles and
4 repairs to the existing wood pier.

5
6 JPA 2013-0885, Virginia Electric & Power Co., reconfiguration of transmission lines.

7
8 JPA 2013-0915, pier repair and replacement at 55 Bay Front Place. The project will also
9 include removal of a portion of existing T-head and construction of L-head.

10
11 JPA 2013-0962, site expansion with wetland impacts at 41 Research Drive.

12
13 M. Anaya updated the board on the VDOT-owned property on East Pembroke Avenue.
14 The property is being used as a mitigation site for impacts related to construction of the
15 James River Memorial Bridge and other VDOT projects. VDOT will need to maintain the
16 site for future mitigation uses.

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18 **ITEM VI. MATTERS BY THE PUBLIC**

19 No matters presented by the public.

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21 **ITEM VII. MATTERS BY THE BOARD**

22 Chairman Wood expressed his concern with a large church on Mallory Street that has
23 three huge picnic shelters built in the Chesapeake Bay buffer.

1 Another concern from Chairman Wood was with Fort Monroe having three huge pieces
2 of equipment leveling the beach, leveling the dunes, cleaning out the beach, and
3 destroying things that should be on the beach. The work should have been permitted
4 thru VMRC. Board Members asked the staff to request a copy of the permit from VMRC.
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6 **ITEM VIII. ADJOURNMENT**

7 The meeting was adjourned by the Chairman at 5:30 p.m.

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9 Respectfully Submitted,

APPROVED BY:

10
11 Michael Anaya,

11 William Wood, Chairman

12 Environmental & Sustainability Planner

12 Hampton Wetlands Board
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